

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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LINEAR TECHNOLOGY CORPORATION

Plaintiff,

v.

MONOLITHIC POWER SYSTEMS, INC.

Defendant.

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) C.A. No. 06-476 GMS  
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**ORDER**

At Wilmington, this 6<sup>th</sup> day of May, 2008, after having considered the defendant's motion for leave to file an amended answer;

IT IS ORDERED that the Motion for Leave to File an Amended Answer (D.I. 36) is GRANTED. Federal Rule of Civil Procedure 15(a) provides that leave to amend a pleading "shall be freely given when justice so requires." A court should deny leave to amend only for reasons such as undue delay, bad faith, dilatory motive, prejudice, or futility of amendment. *See In re Burlington Coat Factory Sec. Litig.*, 114 F.3d 1410, 1434 (3d Cir. 1997). Here, the court finds that there is no undue delay, bad faith, or dilatory motive by the defendant. Further, the court finds that the plaintiff will not be prejudiced by the amendment, and that the amended answer is not futile. The amended answer is deemed filed and served as of the date of this Order.

/s/ Gregory M. Sleet  
CHIEF, UNITED STATES DISTRICT JUDGE